

**WELCOME AND CONGRATULATORY RESOLUTIONS**

**S.R. 3** - By Brooks: Extending welcome to Susan Melton and Chrisleigh Dalsasso.

**ADJOURNMENT**

On motion of Senator Mauzy the Senate at 5:08 o'clock p.m. adjourned until 2:30 o'clock p.m. tomorrow.

**SECOND DAY**

(Tuesday, July 14, 1981)

The Senate met at 2:30 o'clock p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Andujar, Blake, Brooks, Brown, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, Meier, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

Absent-excused: Caperton, Doggett, McKnight.

A quorum was announced present.

The Reverend Dr. Gerald Mann, Senate Chaplain, offered the invocation as follows:

Lord...no clever prayers today...just a plea for You to be very close to these Senators as they face the tough decisions that lie ahead. Amen.

On motion of Senator Mauzy and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**LEAVES OF ABSENCE**

Senator Caperton was granted leave of absence for today on account of important business on motion of Senator Glasgow.

Senator McKnight was granted leave of absence for today on account of important business on motion of Senator Mauzy.

Senator Doggett was granted leave of absence for today on account of important business on motion of Senator Mauzy.

**CO-AUTHOR OF SENATE BILL 4**

On motion of Senator Howard and by unanimous consent, Senator Short will be shown as Co-author of **S.B. 4**.

**CO-AUTHOR OF SENATE JOINT RESOLUTION 3**

On motion of Senator Howard and by unanimous consent, Senator Short will be shown as Co-author of S.J.R. 3.

**SENATE BILLS AND RESOLUTIONS ON FIRST READING**

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

**S.B. 9** by Wilson Finance  
Relating to application for residence homestead exemptions and for appraisal as agricultural or timber land.

**S.B. 10** by Wilson Finance  
Relating to permitting late applications for residence homestead exemptions and for appraisal as agricultural land or timberland.

**S.J.R. 6** by Jones Finance  
Proposing a constitutional amendment to repeal the state ad valorem tax and to provide for building programs at state institutions of higher education.

**S.R. 8** by Mengden Jurisprudence  
Directing the Senate Jurisprudence Committee to study the effectiveness, application and enforcement of provisions of the Penal Code relating to false imprisonment, kidnapping, aiding suicide and theft.

**S.R. 9** by Mengden Jurisprudence  
Directing the Senate Jurisprudence Committee to study the problem of convenience store robberies.

**S.R. 10** by Mengden Jurisprudence  
Directing the Senate Jurisprudence Committee to study current laws relating to the parent-child relationship.

**SENATE RESOLUTION 7**

Senator Parker offered the following resolution:

**S.R. 7**, Congratulating Nancy Patricia Daniel on being chosen Miss Texas National Teenager.

The resolution was read and was adopted.

**GUEST PRESENTED**

Senator Parker was recognized and presented Nancy to the Members of the Senate.

The President presented an enrolled copy of Senate Resolution 7 to Nancy.

**SENATE RESOLUTION 18**

Senator Jones offered the following resolution:

WHEREAS, The Members of the Texas Senate take great pleasure on this 14th day of July, 1981, in noting the 44th birthday of our distinguished colleague from the Seventh Senatorial District of Texas, the Honorable William Michael Richards; and

WHEREAS, The son of William Richards (deceased) and Sybil Irvin Richards, Senator Richards was born in San Augustine; received his public schooling in Port Arthur at Terrell Elementary, Woodrow Wilson Junior High School, and Thomas Jefferson High School; and graduated from Abilene Christian University with a B.S. Degree in Business Administration in 1959, in the same graduating class with his lovely wife, Cynthia Reynolds Richards; and

WHEREAS, At the time of his election to the Texas Senate in 1980, Senator Richards was a businessman and consultant in the firm of Richards, White, and Odem, and his business and civic affiliations include the Magic Circle Exchange Club, Sertoma, and the Houston Association of Life Underwriters; and

WHEREAS, A member and elder of the Quail Valley Church of Christ, Senator Richards's interest in his church includes education: he is a member of the National Development Council of Abilene Christian College and the Board of Trustees of York College in York, Nebraska; and

WHEREAS, As a newcomer to the capitol and surrounding facilities, Mike has already become an habitue of the TEC cafeteria, where he regularly enjoys its gourmet breakfasts, gracing the other patrons with his Hollywood smile—a carry-over from his notably unsuccessful attempts to be a professional entertainer; now, therefore, be it

RESOLVED by the Senate of the State of Texas, 67th Legislature, 1st Called Session, That most sincere greetings and congratulations be extended to our friend and colleague, Senator Mike Richards, on the occasion of his 44th birthday; and, be it further

RESOLVED, That this Resolution be presented to Senator Richards and his family: his lovely wife, Cynthia; his daughter, Melone; and his son and tennis instructor, Mike, Jr., as a token of the wishes of the Senate for many more happy, healthy, and productive years of continued outstanding service to his district and the people of Texas.

The resolution was read.

On motion of Senator Andujar and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Jones and by unanimous consent, the resolution was considered immediately and was adopted.

#### MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Subcommittee on Nominations:

Austin, Texas  
July 14, 1981

TO THE SENATE OF THE SIXTY-SEVENTH LEGISLATURE, FIRST  
CALLED SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

**TO BE A MEMBER OF THE ADVISORY BOARD OF ATHLETIC TRAINERS:**

For a six-year term to expire January 31, 1987:

AL WILSON of Killeen, Bell County, is being reappointed.

**TO BE A MEMBER OF THE TEXAS CONSERVATION FOUNDATION:**

For a six-year term to expire June 13, 1987:

ALBERT B. FAY of Houston, Harris County, is being reappointed.

**TO BE A MEMBER OF THE STATE BOARD OF MORTICIANS:**

For a six-year term to expire May 31, 1987:

MRS. SAM D. WARD of Houston, Harris County, is being reappointed as a public member.

**TO BE JUDGE OF THE 266TH JUDICIAL DISTRICT, ERATH AND HOOD COUNTIES, UNTIL THE NEXT GENERAL ELECTION AND UNTIL HIS SUCCESSOR SHALL BE DULY ELECTED AND QUALIFIED:**

DONALD R. JONES of Stephenville, Erath County, is being appointed pursuant to Senate Bill No. 596, 67th Legislature, Regular Session.

**TO BE JUDGE OF THE 274TH JUDICIAL DISTRICT, HAYS, COMAL, GUADALUPE AND CALDWELL COUNTIES, UNTIL THE NEXT GENERAL ELECTION AND UNTIL HIS SUCCESSOR SHALL BE DULY ELECTED AND QUALIFIED:**

FRED A. MOORE of Lockhart, Caldwell County, is being appointed pursuant to Senate Bill No. 596, 67th Legislature, Regular Session.

**TO BE A MEMBER OF THE TEXAS BOARD OF CORRECTIONS:**

For a six-year term to expire February 15, 1987:

LINDSLEY WATERS, JR. of Dallas, Dallas County, is replacing Freeman B. Dunn of Houston, Harris County, who resigned.

**TO BE A MEMBER OF THE TEXAS JUDICIAL COUNCIL:**

For a six-year term to expire July 1, 1985:

MARK MARTIN of Dallas, Dallas County, will be filling the unexpired term of David Diaz of Corpus Christi, Nueces County, who resigned.

**TO BE A MEMBER OF THE TEXAS JUDICIAL COUNCIL:**

For a four-year term to expire January 1, 1985:

THE HONORABLE CHARLES J. MURRAY of Fort Worth, Tarrant County, is replacing Judge Peter Michael Curry of San Antonio, Bexar County, whose term expired. (Presiding Judge of an Administrative District.)

**TO BE JUDGE OF THE 278TH JUDICIAL DISTRICT, WALKER, GRIMES, MADISON, AND LEON COUNTIES, UNTIL THE NEXT GENERAL ELECTION AND UNTIL HIS SUCCESSOR SHALL BE DULY ELECTED AND QUALIFIED:**

KENNETH H. KEELING of Huntsville, Walker County, is being appointed pursuant to Senate Bill No. 596, 67th Legislature, Regular Session.

**TO BE BRANCH PILOTS FOR THE GALVESTON BAR AND HOUSTON SHIP CHANNEL:**

For a four-year term to expire March 8, 1985: (effective March 9, 1981)

ALLAN R. BARRY of Houston, Harris County, is being reappointed.

LANCE ALAN MILLER of Houston, Harris County, has qualified to act as branch pilot.

ERNEST D. REED of Houston, Harris County, has qualified to act as branch pilot.

**TO BE A MEMBER OF THE TEXAS COMMISSION FOR THE DEAF:**

For a six-year term to expire January 31, 1983:

MARTIN A. O'NEAL of Dallas, Dallas County, will be filling the unexpired term of Ralph H. White of Austin, Travis County, who resigned. He will be representing professionals serving the deaf.

For a six-year term to expire January 31, 1987:

BETSY STANLEY of Fort Worth, Tarrant County, is replacing Gwendel D. Butler of Austin, Travis County, whose term expired.

**TO BE A MEMBER OF THE CREDIT UNION COMMISSION:**

For a six-year term to expire February 15, 1987:

JIMMY SASSER of Edinburg, Hidalgo County, is replacing Russell M. Irving of Beaumont, Jefferson County, whose term expired.

**TO BE A MEMBER OF THE TEXAS REAL ESTATE COMMISSION:**

For a six-year term to expire January 31, 1987:

W. NORRIS MOSELEY of Houston, Harris County, will be replacing Richard A. Box, D.D.S. of Austin, Travis County, whose term expired.

**TO BE A MEMBER OF THE STATE BOARD OF PHARMACY:**

For a six-year term to expire June 14, 1987:

JERRY H. HODGE of Amarillo, Potter County, is replacing Doyle Harrell of Fort Worth, Tarrant County, whose term expired.

R. E. POST of Houston, Harris County, is being reappointed.

**TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE BRAZOS RIVER AUTHORITY:**

For a six-year term to expire February 1, 1987:

J. C. CHAMBERS of Lubbock, Lubbock County is replacing J. B. Potts of Lubbock, Lubbock County.

NELSON DURST of Bryan, Brazos County, is replacing M. Frank Thurmond, Jr. of Bryan, Brazos County, whose term expired.

**TO BE A MEMBER OF THE BANDERA COUNTY RIVER AUTHORITY:**

For a six-year term to expire January 31, 1987:

RAYMOND HICKS of Bandera, Bandera County, is being reappointed.

TIMOTHY STEPHEN TOBIN of Bandera, Bandera County, is being reappointed.

**TO BE A MEMBER OF THE RADIATION ADVISORY BOARD:**

For a term to expire April 16, 1985:

JOHN A. BURDINE, M.D. of Houston, Harris County, is being appointed to a new position pursuant to S.B. 480, 67th Legislature, Regular Session - one engaged in the use and application of nuclear physics in medicine.

HOWARD DREW of Fort Worth, Tarrant County, is being appointed to a new position pursuant to S.B. 480 and No. 735 - representative of the Nuclear Utility Industry.

For a six-year term to expire April 16, 1987:

ED GRIFFIN, Ph.D. of Dallas, Dallas County is being appointed to a new position pursuant to Senate Bills No. 480 and No. 735 - Health Physicist.

BOONE POWELL, JR. of Dallas, Dallas County, is replacing George M. Brewer of Lubbock, Lubbock County, whose term expired - hospital administrator.

**TO BE A MEMBER OF THE RADIATION ADVISORY BOARD:**

For a six-year term to expire April 16, 1987:

WILLIAM GORDON McGEE, M.D. of El Paso, El Paso County, is replacing Dr. Lloyd Raymond Hershberger of San Angelo, Tom Green County, whose term expired.

**TO BE A MEMBER OF THE FAMILY FARM ADVISORY COUNCIL:**

For a term to expire January 31, 1983:

CLAYTON DUKE of Lampasas, Lampasas County, is replacing John W. Jones of Brady, McCulloch County, who resigned.

**TO BE A MEMBER OF THE LAVACA COUNTY FLOOD CONTROL DISTRICT NO. 3:**

For a term to expire January 1, 1982:

ROBERT GINDLER of Hallettsville, Lavaca County, is replacing Julius Bucek of Hallettsville, Lavaca County, whose term expired.

LEON LOUIS KAHANEK, JR. of Hallettsville, Lavaca County, is being reappointed.

ALFRED NEUMEYER, JR. of Victoria, Victoria County, is being reappointed.

For a two-year term to expire January 1, 1983:

ROBERT JOSEPH PESEK of Hallettsville, Lavaca County, is being reappointed.

**TO BE A MEMBER OF THE CENTRAL COLORADO RIVER AUTHORITY:**

For a six-year term to expire January 1, 1987:

NICK KNOX of Coleman, Coleman County, is replacing J. W. Mullins of Novice, Coleman County, whose term expired.

ROBERT J. CHEANEY II of Santa Anna, Coleman County, is being reappointed.

ISAAC S. PATE, Sr. of Voss, Coleman County, is being reappointed.

**TO BE A MEMBER OF THE TEXAS BOARD OF PHYSICAL THERAPY EXAMINERS:**

For a six-year term to expire January 31, 1987:

DAVID ALLAN HARDISON of Fredericksburg, Gillespie County, is being reappointed.

**TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE TRINITY RIVER AUTHORITY OF TEXAS:**

For a six-year term to expire March 16, 1987:

ROGER HUNSAKER of Fort Worth, Tarrant County, is replacing William L. Bondurant of Arlington, Tarrant County, whose term expired.

**TO BE A MEMBER OF THE LOWER CONCHO RIVER WATER AND SOIL CONSERVATION AUTHORITY:**

For a term to expire January 1, 1983:

NORBAN ALTON "RUSTY" TAYLOR of Eden, Concho County, is replacing W. R. Loveless of Eden, Concho County, who is deceased.

For a six-year term to expire January 1, 1987:

LEROY BEACH of Millersview, Concho County, is replacing Floyd Franke of Millersview, Concho County, who is deceased.

HOWARD LOVELESS of Eden, Concho County, is being reappointed.

BILL J. MIKESKA of Eola, Concho County, is being reappointed.

**TO BE A MEMBER OF THE TEXAS COMMITTEE ON PURCHASES OF BLIND-MADE PRODUCTS AND SERVICES:**

For a two-year term to expire January 1, 1983:

BILLY J. KILLION of Austin, Travis County, is replacing Gene Baker of Austin, Travis County, whose term expired. He represents the State Purchasing and General Services Commission.

GORDON B. RICHARDSON of Caldwell, Burleson County, is replacing Matt Berry of Austin, Travis County, whose term expired. He is a private citizen conversant with the problems incidental to the employment of the blind.

**TO BE A MEMBER OF THE CIVIL AIR PATROL:**

For a six-year term to expire May 31, 1987:

WILLIAM O. MANNING of Hamilton, Hamilton County, is replacing Lt. Col. William R. Brady of Dickinson, Galveston County, whose term expired.

**TO BE A MEMBER OF THE STATE SEED AND PLANT BOARD:**

For a two-year term to expire October 6, 1982:

EDDIE LEE THOMPSON of Waco, McLennan County, is replacing Wilmer Smith of Wilson, Lynn County, whose term expired.

**TO BE A MEMBER OF THE BOARD OF REGENTS OF TEXAS SOUTHERN UNIVERSITY:**

For a term to expire February 1, 1983:

LEE E. STRAUS of Houston, Harris County, is replacing Joseph H. Blades of Houston, Harris County, who is deceased.

For a term to expire February 1, 1987:

RANDAL B. McDONALD of Houston, Harris County, is replacing B. DuBois Brown of San Antonio, Bexar County, whose term expired.

**TO BE A MEMBER OF THE DISTRICT REVIEW COMMITTEE FOR DISTRICT IV:**

For a term to expire January 15, 1982:

HAROLD R. HIGH, M.D. of Cuero, DeWitt County, will be filling the unexpired term of Dr. Marion Stahl of Austin, Travis County, who resigned.

Respectfully submitted,

William P. Clements, Jr.  
Governor of Texas

**COMMITTEE OF THE WHOLE SENATE**

On motion of Senator Santiesteban and by unanimous consent, the Senate at 2:46 o'clock p.m. agreed to resolve into the Committee of the Whole Senate.